

IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL RESTORATION No. 45 of 2006

ASSISTANT COMMERCIAL TAXES OFFICER
V/S
M/S BAJRANG COTTON AND OIL MILLS LTD

Mr. SANGEET LODHA, for the appellant / petitioner

Date of Order : 14.9.2006

HON'BLE SHRI N P GUPTA, J.

ORDER

The only ground given in the restoration application is, that though on 11.3.2005 it was stated in the Court, that P.F. and notices along with condonation application have been filed, but that statement happened to be made inadvertently, with the result, that the revision stood dismissed, and since the mistake was inadvertent, revision is required to be restored.

I have considered the submission. In my view, making a wrong statement in the Court, believing which, the Court passes the order, itself is a serious matter, and now to contend it to be inadvertance, cannot be accepted. Significantly no affidavit of the counsel who made the statement has been filed, to explain, as to how the wrong statement happened to be made. It is a different story that had the statement been not made on that day, the revision

would have been dismissed that day itself.

Thus, I do not find any sufficient ground to restore the revision. The restoration application is, therefore, dismissed.

(N P GUPTA), J.

/Sushil/